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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

MEDFORD DIVISION

**ST. TIMOTHY'S EPISCOPAL
CHURCH, by and through THE
DIOCESE OF OREGON, dba THE
EPISCOPAL DIOCESE OF OREGON,**
an Oregon nonprofit corporation, and
**REVEREND JAMES BERNARD
LINDLEY, vicar of St. Timothy's
Episcopal Church,**
Plaintiffs,

v.

**CITY OF BROOKINGS, an Oregon
municipal government,**

Defendant.

Case No. 1:22-cv-00156-CL

JUDGMENT

Based on the Court's Opinion and Order (ECF No. 94), IT IS ADJUDGED that:

1. Plaintiffs' motion for summary judgment (ECF No. 43) is granted.
2. The City of Brookings ("City")'s motion for summary judgment (ECF No. 54) and motion to dismiss (ECF No. 75) are denied.
3. Ordinance 21-O-795, as revised by Ordinance 23-O-809 (collectively, the "Ordinance"), violates the Religious Land Use and Institutionalized Persons Act, 42 U.S.C. § 2000cc and is therefore declared unlawful. The Court need not, and does not, reach Plaintiffs' alternative grounds for declaratory relief under the United States and Oregon Constitutions.
4. The City is permanently enjoined from enforcing the Ordinance.
5. Judgment is entered in favor of Plaintiffs, as prevailing parties, and against the City. Plaintiffs may seek to recover attorneys' fees and costs to the extent permitted by law.
6. Any motion for an award of attorneys' fees and costs is due within 14 days of entry of this judgment.

DATED: _____, 2024

The Honorable Mark D. Clarke
United States Magistrate Judge

SUBMITTED BY:

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